## **United States District Court**

WESTERN DISTRICT OF MICHIGAN

JNITED STATES OF AMERICA V.			ORDER OF DETENTION PENDING TRIAL	
acts re		accordance with the Bail Reform Act, 18 U.S.C. § the detention of the defendant pending trial in the	3142(f), a detention hearing has been held. I conclude that the following his case.	
	(1)	The defendant is charged with an offense description of the state or local offense that would have jurisdiction had existed – that is a crime of violence as defined in 18 U.S.C. an offense for which the maximum sentence		
	(3)	in 18 U.S.C. § 3142(f)(1)(A)-(C), or compar The offense described in finding (1) was commit or local offense. A period of not more than five years has elapse imprisonment for the offense described in finding Findings Nos. (1),(2) and (3) establish a rebutta	Indant had been convicted of two or more prior federal offenses described rable state or local offenses.  Itted while the defendant was on release pending trial for a federal, state and since the date of conviction release of the defendant from the first conviction for combination of conditions will on son the community. I further find that the defendant has not	
	. ,	There is probable cause to believe that the deferment of imprisonment under 18 U.S.C. § 924(c).	t of ten years or more is prescribed in the Controlled Substances Act	
	(2)	will reasonably assure the appearance of the de	n established by finding (1) that no condition or combination of conditions efendant as required and the safety of the community.  nate Findings (B)	
$\times$		There is a serious risk that the defendant will no		
		Part II – Written State	ement of Reasons for Detention	
	I fin	d that the credible testimony and information sub	bmitted at the hearing establish by clear and convincing evidence that	
2. [ 3. [ 4. [	Defen Defen Defen	dant has a longstanding history of cocaine use. dant has no employment. dant has a lengthy criminal history. dant has a prior failure to appear. dant has violated court orders in the past.		
appeal he Uni	ions f . The ited S	e defendant is committed to the custody of the At acility separate, to the extent practicable, from po- defendant shall be afforded a reasonable oppor tates or on request of an attorney for the Govern	tions Regarding Detention Itorney General or his designated representative for confinement in a ersons awaiting or serving sentences or being held in custody pending tunity for private consultation with defense counsel. On order of a court of ment, the person in charge of the corrections facility shall deliver the appearance in connection with a court proceeding.	
December 18, 2007			/s/ Ellen S. Carmody	
Date			Signature of Judge	
			Ellen S. Carmody, United States Magistrate Judge  Name and Title of Judge	